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PRESS RELEASE

FOR IMMEDIATE RELEASE

MADISON . . . The Department of Regulation and Licensing announced that the following disciplinary orders were issued in August 2006:

Robert W. Blue – Chiropractor, Appleton. The Chiropractic Examining Board found that Dr. Blue failed to maintain appropriate boundaries with an employee/patient. The Board reprimanded Dr. Blue, ordered him to take specified continuing education, and ordered payment of costs of \$2,725.

Dated: August 3, 2006. Wis. Stat. § 446.03(5), and Wis. Adm. Code § Chir 6.02(26).

Theresa Bourdon – Real Estate Salesperson, Augusta. The Real Estate Board reprimanded Ms. Bourdon, ordered completion of continuing education courses and payment of costs of \$1,400. Ms. Bourdon failed to timely disclose a buyer's agency agreement and provided services in a transaction in areas in which she was not knowledgeable or competent.

Dated: August 24, 2006. Wis. Stat. § 452.14(2)(i) and Wis. Adm. Code §§ RL 24.03(2)(a) and 24.07(8)(a)(2).

Thomas Brusky – Private Security Person, Port Washington. The Department of Regulation and Licensing found that Brusky participated inappropriately and without legal authority in taking an individual into custody. The Department suspended for 6 months Brusky's license to practice as a private security person and ordered payment of costs of \$500.

Dated: August 3, 2006. Wis. Stat. §§ 940.30, 440.26(1), (6) and 440.26(6)(a)2. and 4, and Wis. Adm. Code §§ RL 35.01(intro)and (2), RL 30.02(12)(a)2b., RL 30.02 (13)(a) and RL 31.01(2).

Janice Buback – Veterinary Medicine, Appleton. The Veterinary Examining Board reprimanded Dr. Buback and ordered payment of costs of \$300. In a canine surgery performed by Buback, a surgical instrument was left inside the dog.

Dated: August 23, 2006. Wis. Stat. §§453.04 and 453.07, and Wis. Adm. Code § VE 7.06(1).

Ronald Deklotz – Real Estate Salesperson, Ashland. The Real Estate Board accepted the surrender of Deklotz's license to practice as a real estate salesperson and ordered payment of costs of \$1,700. Deklotz failed to timely advise a customer regarding the need for the signatures of both sellers on a document.

Dated: August 24, 2006. Wis. Stat. § 452.14(3)(i).

James Emmer, Jennifer Bush and Emmer Real Estate – Real Estate Broker, Real Estate Salesperson, and Real Estate Business Entity, West Bend. The Real Estate Board

reprimanded Emmer, Bush and Emmer Real Estate. The Board ordered Emmer to pay a forfeiture of \$1,000.00, and imposed payment of costs of \$2,275.26 on all parties. The Board found that Bush failed to disclose the fact that purchasers failed to satisfy the financing contingency in an accepted offer to purchase, and that Emmer and Emmer real estate were responsible as supervisor and employer of the real estate salesperson involved.

Dated: August 24, 2006. Wis. Stat. §§ 452.14(3)(i), 452.133(1)(a) and (b), and Wis. Adm. Code §§ RL 17.08(1) and (2), and RL 24.07(2).

Timothy Engel – Veterinary Medicine, Hammond. The Veterinary Examining Board found that Engel failed to perform testing of cattle for Johne's disease in accordance with regulatory requirements, failed to report positive Johne's Disease test results to the State Animal Health Department, and failed to keep adequate records of events concerning the testing of cows for Johne's Disease. The Board reprimanded Engel, ordered Engel to complete specified continuing education and to pay costs of \$1,947.00. In addition, Engels must produce patient records for inspection and review by the Board.

Dated: August 23, 2006. Wis. Stat. § 453.07(1)(b) and Wis. Adm. Code §§ ATPC 10.03, 10.21(6), and VE 7.03, 7.06(4), and VE 7.15.

Roberta Lynn Fagan – Marriage and Family Therapist, Mukwonago. The Marriage and Family Therapist Section accepted the surrender of Fagan's license to practice marriage and family therapy, and ordered payment of costs of \$1,016.00. Fagan engaged in sexual conduct with a former client within two years of termination of professional services.

Dated: July 31, 2006. Wis. Stat. § 457.26(2)(f) and Wis. Adm. Code § MPSW 20.02(11).

Joseph Gaines – Veterinary Medicine, Green Leaf. The Veterinary Examining Board reprimanded Gaines and ordered payment of costs of \$1,649.00. Dr. Gaines delegated the performance of surgical procedures to an individual not licensed to practice veterinary medicine.

Dated: August 23, 2006. Wis. Stat. § 453.07(b) and Wis. Adm. Code § VE 7.02(1)(c).

Despina Gerakis – Real Estate Broker, Green Bay. The Real Estate Board accepted the surrender of Gerakis' real estate broker's license and ordered payment of costs of \$530.94. Gerakis has been charged violations of regulations and a statute the circumstances of which substantially relate to the practice of real estate.

Date: August 24, 2006. Wis. Adm. Code RL 24.17(1).

Lacinda Gerke, and Cindy Gerke & Associates, Inc. – Real Estate Broker and Real Estate Business Entity. The Real Estate Board found that Gerke and Cindy Gerke and Associates failed to timely conduct bank reconciliations, trial balances and validations, placed \$5,000.00 in the wrong banking account, and permitted a trust account to accumulate an unaccounted for deficit. The Board reprimanded Lacinda Gerke and Cindy Gerke & Associates, Inc. and ordered them to obtain at their own expense an audit of the trust accounts of Gerke and Gerke & Associates Inc. The Board in addition imposed costs of \$1,000.00.

Dated: August 24, 2006. Wis. Stat. 452.14(3)(i) and Wis. Adm. Code §§ RL 18.031(1), RL 18.13 and RL 18.14.

Richard Howard Gubitz – Medicine and Surgery, Berlin. The Medical Examining Board ordered Gubitz complete education courses and pay costs of \$2,873.18. Dr. Gubitz failed to diagnose and properly treat his patient for rhabdomyolysis.

Dated: August 16, 2006.

Steven Jappe – Real Estate Time-share Salesperson, Mauston. The Real Estate Board accepted the surrender of Jappe's license to practice as a time-share salesperson. Jappe failed to comply with a prior board order imposing limitations upon Jappe's license.

Dated: August 24, 2006. Wis. Stat. § 452.14(3)(i).

Joseph Jung – Veterinary Medicine, Fond du Lac. The Veterinary Examining Board found that Dr. Jung failed to keep adequate animal patient records. The Board ordered Jung to complete specified education and pay costs of \$589.00. Dr. Jung must in addition produce patient records for the Board's review.

Dated: August 23, 2006. Wis. Adm. Code §§ VE 7.15 and VE 7.03.

Thomas Marquardt – Real Estate Salesperson, Wauwatosa. The Real Estate Board revoked the real estate salesperson license of Thomas Marquardt and ordered payment of costs of \$610.26. The Board found that Marquardt was convicted of crimes substantially related to the practice of real estate and that he engaged in fraudulent real estate transactions.

Dated: August 24, 2006. Wis. Stat. §§ 452.14(3)(i) and (k), and Wis. Adm. Code §§ RL 24.03(2)(b) and RL 24.17(2).

Stephen Misky – Chiropractor, Cuba City. The Chiropractic Examining Board found that Misky's response to a patient's post-treatment complaints of numbness and blurred vision substantially departed from the standard of care ordinarily exercised by a chiropractor. The Board further found that Misky's records for this patient failed to contain documentation of informed consent. The Board reprimanded Misky, ordered completion of specified continuing education and payment of costs of \$800. .

Dated: August 3, 2006. Wis. Stat. § 446.03(5), and Wis. Adm. Code §§ Chir 6.02(3) and (25), and Chir 11.02(5).

MJ Protection & Investigation LLP – Private Detective Agency, Fredonia. The Department of Regulation and Licensing suspended MJ Protection & Investigation's license as a private detective agency for 30 days, ordered MJ Protection to develop and implement an education program for its employees, and ordered MJ Protection to pay costs of \$1,400.00. Employees of MJ Protection & Investigation falsely imprisoned an individual and exceeded the scope and authority of their private security permits.

Dated: August 3, 2006. Wis. Adm. Code § RL 35.02.

Stephen Ohr – Real Estate Salesperson, Chippewa Falls. The Real Estate Board revoked the license to practice as a real estate salesperson of Stephen Ohr and ordered payment of costs of \$725.00. Ohr failed to inform the Department on his application for licensure about previous convictions and failed to timely report a conviction subsequent to the granting of his license. The Board found the circumstances of Ohr's convictions substantially related to the practice of real estate.

Dated: August 24, 2006. Wis. Stat. §§ 452.14(3)(a) and 111.335(1)(c), Wis. Adm. Code §§ 24.17(1) and (2).

Mindy Paley – Unlicensed Practice of Barbering and Cosmetology, Mequon. The Department of Regulation and Licensing enjoined Paley from practicing or offering to practice barbering and cosmetology or aesthetics unless she obtains an appropriate license.

Dated: August 14, 2006. Wis. Stat. §§ 454.04(1)(a) and (b), and 454.10.

Ryan R. Pellicane, – Private Security Permit, Wausau. The Department of Regulation and Licensing issued a limited permit to practice as a private security person to Ryan R. Pellicane. The Department found that Pellicane's conviction record substantially related to the practice of a private security person.

Rosemary Rodgers – Medicine and Surgery, Fulton, IL. The Medical Examining Board accepted the surrender of Dr. Rodgers' license to practice as a physician and ordered payment of costs of \$1,263.28. The Illinois Department of Professional Regulation entered an order finding that Dr. Rodgers had a medical condition which resulted in her inability to practice medicine.

Dated: August 16, 2006. Wis. Stat. § 448.02(3) and Wis. Adm. Code § MED 10.02(2)(q).

Martin Rood – Land Surveyor, Eau Claire. The Land Surveyors Section reprimanded Martin Rood and ordered payment of costs of \$400. Rood failed to use reasonable care and competence in providing professional land surveying services.

Dated: August 3, 2006. Wis. Stat. § 443.12(1) and Wis. Adm. Code § A-E 8.06 (1).

Frank Smith – Real Estate Salesperson, Stoughton. The Real Estate Board revoked the real estate salesperson license of Frank Smith. Smith's license was granted on the condition that he not be convicted or violate his terms of his parole. Smith was convicted of a felony in April 2006.

Dated: August 24, 2006.

Ili J. Subhan – Real Estate Salesperson, Milwaukee. The Department of Regulation and Licensing issued a limited license Ili J. Subhan to practice as a real estate salesperson. The Department found that Subhan's conviction record was substantially related to the practice of real estate.

James Van Over – Veterinary Medicine, Bellevue, NE. The Veterinary Examining Board reprimanded Dr. Van Over and ordered payment of costs of \$2,284.00. The Board further ordered completion of specified education by Van Over as a precondition to his resumption of veterinary practice in Wisconsin. Dr. Van Over failed to label medication and maintain records in accord with federal regulations for medications that he prescribed for cattle scheduled for slaughter.

Dated: August 23, 2006. 21 CFR 530, Wis. Stat. § 453.04, and Wis. Adm. Code § VE 7.06(4).

Michael Walden – Private Security Person, Fredonia. The Department of Regulation and Licensing suspended the private security permit of Michael Walden for eight months and ordered

him to complete coursework approved by the Department and to pay costs of \$500. In the course of his employment as a security person, Walden falsely imprisoned an individual.

Dated: August 3, 2006. Wis. Stat. §§ 440.26(1), (1m), and 440.26(6)(a)2 and Wis. Adm. Code RL 35.01(intro), and (2), and RL 30.02(13)(a), and 940.30.

Robin Wallingford and Simon Margulius – Real Estate Salesperson and Real Estate Broker, Belgium and Milwaukee. The Real Estate Board reprimanded Wallingford and Margulius and imposed costs \$3,000.00. The Board also limited Margulius' license. The Board found that Margulius failed to disclose his interest in property that he advertised for sale and for which he drafted an offer to purchase, failed to inform the purchaser in a timely manner of his intent to act as a principle in a real estate transaction, and provided brokerage services without providing an agency disclosure form. The Board found that Wallingford failed to disclose to an individual for whom she acted as a loan originator that she would receive compensation for acting as loan originator and failed to provide an agency disclosure form when providing brokerage services.

Dated: August 8, 2006. Wis. Stat. § 452.14(3)(i), and Wis. Adm. Code §§ RL 24.01(3), RL 24.05(3) and RL 24.07(8).

Walter Wilcox – Professional Engineer, Cedar Hill, Texas. The Professional Engineer Section reprimanded Walter Wilcox and ordered payment of costs of \$300.00. Mr. Wilcox was disciplined by the West Virginia Board of Registration for Professional Engineers to have practiced without a license and to have provided false information to the Board. Wilcox failed to inform the Wisconsin Professional Engineers Section that he had been disciplined in another state.

Dated: August 23, 2006. Wis. Stat. § 443.11(1)(e) and Wis. Adm. Code §§ A-E 8.03(3)(a), A-E 8.08(1), and A-E 8.09(1).